



ANNO QUADRAGESIMO TERTIO

# GEORGI II. REGIS.

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## Cap. 52.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, passed in the Second and Twenty-third Years of the Reign of His present Majesty, for repairing, widening, and altering the Road from *Sandon*, in the County of *Stafford*, to *Bullock Smithy*, in the County of *Chester*, and from *Hilderstone* to *Draycott* in the Moors, and from *Wetley Rocks* to *Tean*, in the said County of *Stafford*. [27th May 1803.]

**W**HEREAS an Act was passed in the Second Year of the Reign of His present Majesty King George the Third, intituled, *An Act for repairing, widening, and altering the Road from Sandon, in the County of Stafford, to Bullock Smithy, in the County of Chester, and from Hilderstone to Draycott in the Moors, and from Wetley Rocks to Tean, in the said County of Stafford*: And whereas an Act was passed in the Twenty-third Year of the Reign of His said Majesty, to enlarge  
[Loc. & Per.] I I D the

2 Geo. 3.  
23 Geo. 3.

the Term and Powers of the said Act : And whereas the Trustees appointed in or by virtue of the said Acts, have proceeded in the Execution thereof, and borrowed a considerable Sum of Money upon the Credit of the Tolls thereby granted, the greatest Part of which still remains due, and a considerable Sum of Money hath of late Years been borrowed on the Credit of the said Tolls for the Support of the said Roads, which together with the said Tolls, has been applied to the Purposes of the said Acts, and still also remains due, and which Monies cannot be repaid, nor can the said Roads be properly amended, improved, and kept in Repair, unless the Term and Powers of the said Acts are continued, enlarged, and altered ; and it is necessary that the Tolls granted by the said Acts should be repealed, and others granted instead thereof: May it therefore please Your Majesty that it may be enacted ; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That the said recited Acts, and all the Clauses, Powers, Provisions, Orders, Regulations, Restrictions, Matters, and Things therein contained (except such Parts thereof as are hereby varied, altered, or repealed, and except such Parts thereof as relate to Exemption from Stamp Duties) shall be and the same is and are hereby further continued for and during the Term herein-after mentioned, in as full and ample a Manner, to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act, but subject nevertheless to the Amendments, Alterations, Variations, and Additions, herein contained, and which shall commence and take Effect upon the Thirtieth Day of *June* One thousand eight hundred and three, and shall continue in force during the Term hereby granted ; and this Act, and the additional Term and the Tolls hereby granted, shall be subject and liable to the Payment of all Sums of Money now due and owing in any Manner upon the Credit or on Account of the said former Acts or either of them, and of such other Sum and Sums of Money as shall be borrowed or become due and owing on the Credit thereof respectively, and of this Act, and of the Interest due and to grow due upon the same.

Acts con-  
tinued.

Trustees.

II. And be it further enacted, That *John Arden, William Ayton, Thomas Allen, Joseph Alsop, David Askin, Francis Beswick, Thomas Brocklehurst, John Brocklehurst, William Brocklehurst, John Browne Clerk, John Bagnall, William Badnall, Richard Badnall, Samuel Bamford, John Blagg, Thomas Ball, John Bennett, William Bourne, Saint George Bowles Clerk, Thomas Brandon, William Bower, William Burnett, William Barlow, Thomas Burton, Walter Blurton, Thomas Cholmundeley, Walter Hill Coyney, Toft Chorley, Charles Benjamin Charleywood Clerk, William Carlisle Clerk, Thomas Carr, William Carr, Eli Cope, George Cope, Samuel Cope, Joseph Condyffe, Charles Cooke, John Clulow, Thomas Critchley, John Coates, Henry Cherry, John Cruso, Davies Davenport, David Davies Doctor in Divinity, Michael Daintry, John Smith Daintry, Charles Daintry, Edward Downes, Thomas Dewhurst, Ralph Deane, Peter Walthall Davenport, Lewis Davies, John Dobson, Charles Dobson, William Egerton, Wilbraham Egerton, William Eddowes Clerk, John Fowler, Robert Fielden, Hugh Ford, John Fynney, Thomas Fletcher, Addin Fletcher, John Fallows, William Fallows, Bennett Fallows, William Fowler, Simon Fernyhough, Thomas Fenton Grosvenor, Edward*

*Edward Smith Grosvenor, Thomas Glegg, Samuel Goodwin, Thomas Griffin, Richard Gaunt, Josiah Gaunt the younger, Arthur Godwin, John Ginders, George Goodwin, James Hulme Doctor of Physick, David Hall, Jasper Hulley, Brian Hodgson the younger, Lawrence Heapy Clerk, Edward Hogg, Nathaniel Higginbotham, Nathaniel Higginbotham the younger, Samuel Hilditch, Edward Horder, John Haywood, Thomas Harvey, John Higgs, George Holmes, Thomas Holmes, William Holmes, Thomas Howe, George Hubbard, Richard Paul Jodrel, Francis Jodrel, William Ingleby, Richard Popplewell Johnson Clerk, John Johnson, Henry Jones, George Ridgeway Kilmister, Thomas Knight, William Keates, John Keates, Benjamin Keys, John Langley Clerk, Francis Lowe, Thomas Lowe, Ralph Leek, John Leigh, John Lockett, James Lean, James Lucas, Samuel Lucas, Joseph Lay, George Locker, Thomas Mills, John May Clerk, Thomas Monkhouse Clerk, William March, James Mayer, William Milner, Edward Nicholls, Edward Nicholls the younger, Francis Newbold, Robert Newton, James Antrobus Newton, John Orme, Thomas Parker, Robert Parker, Edward Powis Clerk, Charles Prescott Clerk, George Pigott, John Philips, John Philips the younger, Thomas Philips, Thomas Philips the younger, Jonathan Patten, William Plant, William Platt, Thomas Pickford, Lothian Pollock Clerk, John Pointon, the Right Honourable Dudley Ryder, the Honourable Richard Ryder, John Ryle, John Ryle the younger, Joshua Ryle, Joseph Roe, John Harriett Roe, Thomas Rowley, John Rogers Clerk, Bulwell Robinson, John Thomas Stanley, John Sneyd, William Sneyd, Hugh Sleigh, John Sleigh, Richard Sleigh, Samuel Stone, William Stone, John Swanwick, Thomas Sutton, of Endon, Nathan Sutton, Thomas Sutton of Leek, Richard Smith, George Smith, Thomas Sillito, John Swindells, John Sherratt, William Saunders, Edward Thornycroft, George Taylor, Enoch Tomkinson, Richard Tomlinson, George Thompson, James Tasker, Loton Tipper, Thomas Turner, William Townsend, Thomas Patten Wilson, John Watson Clerk, Thomas Ward, Gervas Ward, Bryan Ward, Peter Wright, Nathaniel Wright, Henry West, Francis West, Samuel Woodward, Thomas Webster, William Young, Barnett Young, and Samuel Young, shall be and they are hereby nominated and appointed Trustees for executing the said Acts and this Act; and they and their Successors, being qualified according to the Directions of the said first recited Act, are hereby empowered and authorized to act in the Execution of the said recited Acts and of this Act, as fully and effectually, to all Intents and Purposes, as if they had been appointed by the said recited Acts or either of them.*

III. And whereas the Quorum of Seven Trustees appointed in and by the said recited Acts or either of them, is found to be too large, it frequently happening that so great a Number cannot be assembled; be it therefore enacted, That all Orders, Acts, Matters, and Things, by the said recited Acts, or either of them, or by this Act, authorized, directed, and required to be done by the said Trustees in carrying the same into Execution, shall and may be done and executed by any Five or more of them, and the same shall be as good, valid, and effectual, and shall have the same Force and Effect as if such Orders, Acts, Matters, and Things, had been done and executed by any greater Number of Trustees; but no Order heretofore made or hereafter to be made at any Meeting, shall be revoked or altered at any subsequent Meeting, unless a greater

Quorum of  
Trustees re-  
duced from  
7 to 5.

greater Number of Trustees than made the same shall concur therein, and also constitute the Majority of such subsequent Meeting.

Trustees may elect fresh ones in certain Cases.

IV. And be it further enacted, That when and so often as any Trustee nominated and appointed, or hereafter to be appointed for executing the said Acts and this Act, shall become by Bankruptcy or Insolvency dispossessed of the Qualification by the said first recited Act required, or shall cease to reside for the Space of Two Years together in either of the said Counties of *Stafford* or *Chester*, then and in every such Case it shall be lawful for the surviving or remaining Trustees, or any Five or more of them, to appoint another Trustee in his room, in such Manner as by the said last recited Act is particularly mentioned and directed for appointing Trustees.

No Trustee to act unless he attended a Meeting within Two Years.

V. Provided always, That after the Expiration of One Year from the Commencement of this Act, no Trustee shall be capable of voting in the Appointment of any Clerk or other Officer in pursuance of this Act or the said recited Acts, unless he shall have been appointed at, or shall have attended some Meeting of the said Trustees, within the Space of Two Years next preceding the Appointment of such Officer.

Meeting on Emergencies.

VI. And be it further enacted, That if after any Adjournment of the said Trustees, it shall upon any Emergency be thought necessary that an earlier Day for Meeting should be appointed than the Day appointed by such Adjournment, then and in that Case the Clerk to the said Trustees, upon an Order in Writing signed by Two or more of the said Trustees (although not assembled at a Meeting) mentioning the Time, Place, and Purport, of such intended Meeting, shall forthwith give Notice in Writing, to be affixed upon all the Turnpikes then standing upon the said Roads, of the Time and Place which shall be mentioned in the Order of the said Trustees (such Time being not less than Five Days after such Notice) and such earlier Meeting shall and may be held accordingly; and all the Proceedings of the Trustees at such Meeting shall be as valid and effectual as they would have been in case the same had been held in pursuance of Adjournment.

Trustees may sue and be sued in the Clerk. & their

VII. And be it further enacted, That the said Trustees may sue and be sued for or concerning any Thing to be done by virtue or in pursuance of the said recited Acts and this Act, in the Name of their Clerk or Treasurer for the Time being; and that no Action or Suit to be brought or commenced by the Direction of or against the said Trustees, or any Five or more of them, in the Name of their Clerk or Treasurer, shall abate or be discontinued by the Death or Removal of any such Clerk or Treasurer, nor by the Act of any such Clerk or Treasurer, without the Content of the said Trustees, or any Five or more of them, but that the Clerk or Treasurer for the Time being to the said Trustees, shall be deemed to be Plaintiff or Defendant (as the Case may be) in every such Action or Suit: Provided always, that every such Clerk or Treasurer, in whose Name any Action or Suit shall be commenced, prosecuted, or defended, in pursuance of the said recited Acts or this Act, shall be fully reimbursed and paid, out of such Monies as may then be in the Hands of the Treasurer to the said Trustees, or out of the first Money

Clerk to be reimbursed his Expences.

to arise by virtue of the said recited Acts and this Act, after such Action or Suit shall be commenced or discontinued, all such Costs, Charges, Damages, and Expences, as by the Event or in consequence of any such Action or Proceeding he shall bear, pay, expend, or be put unto, or become chargeable with, by reason of his being made Plaintiff or Defendant as aforesaid.

VIII. And be it further enacted, That the Right and Property of all and every the Turnpikes, Toll Houses, and Buildings, erected or hereafter to be erected by virtue of the said recited Acts or this Act, and of the Materials for building the same, and also all Rails, Stiles, Posts, and Fences, which shall belong to the said Roads, and also all Tools, Implements, Stones, Gravel, and other Materials, purchased, gotten, or had, or to be purchased, gotten, or had, for repairing the said Roads, shall be and are hereby vested in the said Trustees, and they or any Five or more of them, are hereby empowered to bring or cause to be brought any Action or Actions, or to prefer or order to be preferred any Indictment or Indictments, in the Name or Names of any One or more of them, or of their Clerk or Clerks, Treasurer or Treasurers, against any Person or Persons who shall steal, take, injure, or disturb them the said Trustees in the Possession thereof.

Property of  
Toll Houses,  
&c. vested in  
the Trustees.

IX. And whereas the several Tolls by the said recited Acts authorized to be taken on the said Roads, have been found very inadequate to the proper Execution thereof, and the several Exemptions from the Payment of Tolls by the said recited Acts or either of them granted, have been found very prejudicial to the said Roads; be it therefore enacted, That, from and after the said Thirtieth Day of *June* One thousand eight hundred and three, all and every the Tolls granted by the said Acts, and also all and every Exemption, Proviso, Clause, Matter, or Thing, in the said recited Acts or either of them contained, from and for Payment of Tolls, or for Reduction or Mitigation of Tolls, or Restraint from erecting any Turnpike or Turnpikes, Toll Gate or Toll Gates, shall be, and they and every of them are and is hereby declared to be repealed; and that instead of the said Tolls by the said Acts or either of them granted, there shall be demanded and taken by such Person or Persons as the said Trustees, or any Five or more of them, shall from Time to Time authorize or appoint for that Purpose, before any Horse or other Cattle, Coach, Chaise, Waggon, Cart, or other Carriage, shall be permitted to pass through any Turnpike or Turnpikes, Toll Gate or Toll Gates, now erected and set up or hereafter to be erected and set up by virtue of the said recited Acts or either of them, and of this Act, the several and respective Sums of Money herein-after mentioned; that is to say:

Present Tolls  
repealed.

For every Coach, Berlin, Landau, Chariot, Calash, Chaise, or Chair, upon Four Wheels, drawn by Six or more Horses or Beasts of Draught, Two Shillings; and drawn by Four Horses or Beasts of Draught, One Shilling and Sixpence; and drawn by less than Four Horses or Beasts of Draught, One Shilling:

New Tolls.

For every Curricule, Calash, Chaise, or Chair, upon Two Wheels, drawn by Two or more Horses or Beasts of Draught, Eight-pence; and drawn by One Horse or Beast of Draught, Sixpence:

[*Loc. & Per.*]

I I E

For

For every Waggon or other such Four-wheeled Carriage, with Wheels of the Breadth of Nine Inches on the Bottom or Sole thereof, Four Shillings; with Wheels of the Surface of Sixteen Inches, Two Shillings; or upon Rollers of the Breadth of Sixteen Inches, Two Shillings:

For every Cart, Wain, or other such Carriage, with Wheels of the Breadth of Nine Inches on the Sole thereof, drawn by Four or more than Four Horses or Beasts of Draught, One Shilling; and drawn by Three Horses or Beasts of Draught, Nine-pence; and drawn by Two Horses or Beasts of Draught, Sixpence; and drawn by One Horse or Beast of Draught, Three-pence; and for every Cart, Wain, or Carriage upon Rollers of the Breadth of Sixteen Inches, Sixpence:

For every Waggon or other such Four-wheeled Carriage, with Wheels of the Breadth of Six Inches as aforesaid, Four Shillings; and for every Waggon upon Wheels rolling a Surface of Eleven Inches on each Side, Two Shillings:

For every Cart, Wain, or other such Carriage, with Wheels of the Breadth of Six Inches as aforesaid, drawn by Three or Four Horses or Beasts of Draught, One Shilling; and drawn by Two Horses or Beasts of Draught, Eight-pence; and drawn by One Horse or Beast of Draught, Four-pence:

For every Waggon or other such Four-wheeled Carriage with Wheels of less Breadth than Six Inches, and drawn by any Horse or Horses or Beasts of Draught, Six Shillings; and for every Cart, Wain, or other such Carriage, with Wheels of less Breadth than Six Inches, and drawn by Four Horses or Beasts of Draught, Two Shillings; and drawn by Three Horses or Beasts of Draught, One Shilling and Sixpence; and drawn by Two Horses or Beasts of Draught, One Shilling; and drawn by One Horse or Beast of Draught, Sixpence:

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, One Penny;

For every Drove of Oxen or Neat Cattle, Ten-pence *per* Score, and so in Proportion for any greater or lesser Number: And

For every Drove of Calves, Hogs, Sheep, or Lambs, Five-pence *per* Score, and so in Proportion for any greater or lesser Number.

Double Toll  
on Sundays.

X. And be it further enacted, That on each and every *Sunday* after the Commencement of this Act, there shall be demanded and taken at the several Turnpikes or Toll Gates now erected and set up or hereafter to be erected and set up upon the said Roads, in lieu of the said several Tolls hereby granted, or in Addition thereto, by such Person or Persons as the said Trustees, or any Five or more of them, shall from Time to Time authorize or appoint for that Purpose, Double the Tolls by this Act granted to be respectively demanded and taken for every Horse, Beast, or other Cattle, Coach, Waggon, Cart, or other Carriage as aforesaid, (except such Horses or other Beasts or Carriages as shall be used and employed in carrying or conveying Milk only, the same being hereby declared liable to the Payment of the same Tolls as are due and payable on any other Day in the Week, and no more).

Tolls vested  
in the Trustees.

XI. And be it further enacted, That the said several and respective Tolls hereby granted shall be and the same are hereby vested in the said Trustees, and the same and every Part thereof shall be collected, recovered, levied, paid, applied, assigned, varied, and disposed of in such and the same Manner,

Manner, and by such Ways and Means, and with such Remedies for Non-payment or Evasion thereof, and with such Powers as are contained in the said recited Acts or either of them, with respect to the Tolls thereby authorized to be taken, but subject nevertheless to this Act, and the Provisions, Regulations, and Restrictions, herein contained.

XII. Provided always, and be it further enacted, That in the mean Time and until the said Thirtieth Day of *June* One thousand eight hundred and three inclusively, the Tolls at present payable at the several Toll Gates erected on the said Roads, shall continue due and payable at the several Gates respectively, and shall be recovered and recoverable in such Manner as is provided by the said recited Acts, or either of them.

Present Tolls when to be collected.

XIII. Provided also, and be it further enacted, That no Person or Persons who shall have paid Toll for passing through any Turnpike or Toll Gate erected or to be erected upon the said Roads, shall be subject or liable to pay any Toll for returning through such Turnpike or Toll Gate the same Day before Twelve of the Clock at Night, with the same Horses or other Cattle, or with the same Coach, Chaise, Waggon, or other Carriage, but shall return Toll-free, on delivering a Note or Ticket to the Collector of the Tolls at such respective Turnpikes or Toll Gates, which Notes or Tickets such Collector is hereby required to deliver gratis on Receipt of the Tolls; but no Person or Persons shall be liable to the Payment of the Tolls hereby granted, in any One Day, more than Three Times on that Part of the said Roads which lies between *Sandon* and *Leek*; nor more than Twice upon that Part of the said Roads which lies between *Leek* and *Macclesfield*; nor more than Twice upon that Part of the said Roads which lies between *Macclesfield* and *Bullock Smithy*; nor more than Once upon that Part of the said Roads which lies between *Hilderstone* and *Draycott*; nor more than Twice upon that Part of the said Roads which lies between *Wetley Rocks* and *Teau*; nor more than Once upon that Part of the said Roads which lies between *Leek* and the turning off of the said Road at *Wetley Rocks* aforesaid to *Teau*; nor more than Once upon that Part of the said Roads which lies between the said turning off at *Wetley Rocks* aforesaid and *Cheadle*; any Thing herein or in the said recited Acts or either of them contained to the contrary notwithstanding.

Tolls to be paid but Once a Day at each Turnpike.

XIV. Provided always, and be it further enacted, That no Cattle or Carriages which shall pass laden only with, or going unloaden the same Day for Coal, Slack, or Cannel, through all the Turnpikes or Gates erected or to be erected by virtue of the said recited Acts or either of them, or of this Act, between *Leek* and *Wetley Rocks*, and between *Wetley Rocks* and *Cheadle*, shall pay more than One full Toll by this Act granted, at such of the said Turnpikes or Toll Gates as such Cattle or Carriages shall first pass through, and not more than another Half Toll for passing through all or any other Turnpike or Toll Gate erected or to be erected as last aforesaid; any Thing herein-before or in the said recited Acts or either of them contained to the contrary thereof in anywise notwithstanding.

Coal between *Leek* and *Cheadle* exempt from Payment of Toll.

XV. And

Toll to be taken on going to and returning from certain Collieries.

XV. Provided always, and be it further enacted, That no more than Four-pence shall be paid for each Horse or other Beast drawing in any Cart, Waggon, or other Carriage, going empty for or returning loaden with Coals or Cannel only, through any Turnpike Gate or Turnpike Gates already erected or hereafter to be erected by virtue of the said recited Acts or either of them, and this Act, across or on the Side of that Part of the said Turnpike Road which lies between the Collieries belonging to the Right Honourable *Thomas James Warren Bulkeley* Viscount *Bulkeley*, and the Right Honourable *Elizabeth Harriet Warren Bulkeley* Viscountess *Bulkeley* his Wife, or their Tenants or Lessees thereof, in *Poynton* and *Worth*, or either of them, in the said County of *Chester*, and the Town of *Macclesfield*, in the said County, and which Coals or Cannel shall have been bought at or brought from any of the said Collieries; nor more than Two-pence shall be paid for each Horse or Beast so drawing as last aforesaid, through any Turnpike Gate or Turnpike Gates already erected or hereafter to be erected by virtue of the said recited Acts or either of them, and this Act, across or on the Side of that Part of the said Turnpike Road which lies between the last mentioned Collieries and *Bullock Smithy*, in the said County of *Chester*; nor more than One Penny shall be paid for each such Horse or other Beast so drawing as last aforesaid, through any Turnpike Gate or Turnpike Gates already erected or hereafter to be erected across or on the Side of the said Road at *Poynton Lane End*, in *Poynton* aforesaid, or any other Gate to be set up in lieu thereof, or in Addition thereto, and for passing between that Place and the said Collieries.

Persons not liable to the Four-penny Toll, &c.

XVI. Provided also, and be it further enacted, That no Person who shall have paid the said Toll of Four-pence for the passing of any Horse or other Beast drawing in any Cart, Waggon, or other Carriage, going empty for or returning loaden with Coals or Cannel, only from the said last mentioned Collieries, through any of the said Turnpikes already erected or hereafter to be erected by virtue of the said recited Acts or either of them, and this Act, across or on the Side of the said Turnpike Road between the said Collieries and the Town of *Macclesfield* aforesaid, shall be subject or liable, the same Day, to the Payment of any Toll at the other or others of the said last mentioned Turnpikes, or at any other Turnpike or Turnpikes hereafter to be erected and set up in lieu thereof or in Addition thereto, between the said Collieries and the said Town of *Macclesfield*, upon producing a Note or Ticket denoting such Payment at One or other of the said last mentioned Turnpikes, which Note or Ticket the Collectors of the Tolls of the said last mentioned respective Turnpikes are hereby required to deliver *gratis*: Provided likewise, that no Person who shall have paid the said Toll of Two-pence for the passing of any such Horse or other Beast, drawing in any Cart, Waggon, or other Carriage, going empty for or returning loaden with Coals or Cannel only from the said last mentioned Collieries, through any of the said Turnpikes already erected or hereafter to be erected by virtue of the said recited Acts or either of them, and this Act, across or on the Side of the said Turnpike Road between the same Collieries and *Bullock Smithy* aforesaid, shall be subject or liable the same Day to the Payment of any Toll at the other or others of the said last mentioned Turnpikes, or at any other Turnpike or Turnpikes hereafter to be erected and set up

Persons not liable to the Two-penny Toll, &c.



up in lieu thereof or in Addition thereto, between the said Collieries and *Bullock Smithy* aforesaid, upon producing a Note or Ticket denoting such Payment at One or other of the said last mentioned Turnpikes, which Note or Ticket the Collectors of the Tolls of the said last mentioned respective Turnpikes are hereby required to deliver *gratis*.

XVII. And be it further enacted, That no Toll shall be taken in re- No Toll for  
crossing the  
Road.  
spect of any Horse, Cattle, Beast, or Carriage, which shall only cross the  
said Roads.

XVIII. Provided always, and be it further enacted, That no Toll shall Exemptions  
from Tolls.  
be demanded or taken for or in respect of any Horses or Carriages, of  
whatsoever Description, employed or to be employed in carrying the  
Mails of Letters or Expresses under the Authority of His Majesty's Post-  
master General, either when employed in conveying, fetching, or guard-  
ing such Mails or Expresses, or in returning therefrom; nor for the  
Horses belonging to any Officers or Soldiers upon their March or on  
Duty; nor for any Horses, Cattle, or Carriages, employed in carrying  
or conveying the Arms or Baggage of any such Officers or Soldiers, or in  
carrying any sick, wounded, or disabled Officers or Soldiers; nor shall  
any Toll be demanded or taken of or from any Rector, Vicar, or Curate,  
going to officiate or in returning from officiating at any Church or other  
Place of Divine Worship, or visiting his sick Parishioners; nor of or  
from any Person or Persons going to or returning from his, her, or their  
Parochial Church, Chapel, or other Place of Religious Worship on *Sun-  
days*, or on any other Day on which Divine Worship is ordered by Au-  
thority to be celebrated, or who shall be attending or going to attend, or  
returning from attending the Funeral of any Person or Persons who shall  
die or be buried in any Township, Hamlet, or Place, through which any  
of the said Roads pass; nor for or in respect of any Cattle or Carriages  
laden only with Gravel, Stone, or other Materials for repairing the said  
Roads, or any Road in any of the Townships, Hamlets, or Places in  
which the same do lie, or for any Carriage laden with, or passing empty  
or unloaden for, or returning the same Day empty or unloaden after having  
been laden with Grass, Hay, Straw, Fodder, Corn in the Straw, not bought,  
sold, or disposed of, or carried for the Purpose of being sold or disposed of,  
but passing to be laid up in the Houses, Outhouses, Barns, Yards, or Pre-  
mises, of the respective Inhabitants or Occupiers of Lands; nor for any  
such Cattle or Carriage passing or repassing so laden or unloaden as last  
aforesaid, with Muck, Dung, Marl, Compost, or other Manure (Lime  
excepted) for the manuring and improving of Lands, not bought, sold,  
or disposed of, or carried for the Purpose of being sold or disposed of,  
but passing to be laid on the Lands of the Owner thereof; nor shall any  
Toll be demanded or taken for any Carriage, or any Horses, Cattle, or  
Beast, laden only with, or going unloaden for, or returning unloaden  
having been only laden with Peats or Turves to be dug up or gotten  
upon *Dinsmoss*, near the said Town of *Macclesfield*, for Fuel for the In-  
habitants of the Townships of *Sutton* or *Macclesfield*; nor for any Cattle  
or Carriage laden with, or going empty for, or returning empty after  
having been laden with only any Plough, Harrow, or other Implement  
of Husbandry, belonging to any Inhabitant or Occupier of Lands in any  
of the Townships, Hamlets, or Places, through which any Part of the  
said Roads passes; nor for any Horse or Horses, or other Cattle or Stock

[*Loc. & Per.*]

II F

of

of any Kind, going to or from Water, Pasture, Plough, or other Work in Husbandry, or going to or returning from any Smith or Blacksmith's Shop to be shoed; nor for any Cattle or Carriage carrying Corn only to any Mill to be ground, or returning empty after having delivered such loading, or going unladen to fetch such Corn when ground, or returning laden only therewith; nor for any Horses or Carriages travelling with Vagrants sent by legal Passes; nor of or from any Person or Persons going to vote or returning from voting at any Election of a Member or Members to serve in Parliament for either of the Counties of *Stafford* and *Chester*, on the Day before the Day or Days of such Election, or the Day after the same shall be concluded; and if any Person or Persons shall claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, such Person or Persons shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

Bar Keepers  
competent  
Witnesses.

XIX. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise, touching or in any wise concerning the said Tolls or the Recovery thereof, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Trustees, shall be, and they and each of them are and is hereby declared to be competent to give Evidence in any such Dispute, Suit, or Litigation.

Assignments  
of Securities,  
for 50 l. or un-  
der, to be on  
Stamps.

XX. And whereas at the Time of the passing of the said first recited Act, Mortgages and other Securities for borrowing Monies on the Credit of Turnpike Roads were usually allowed to be made without Stamps, and by the same Act Assignments of Securities or Sums borrowed on the Credit of the said Tolls not exceeding Fifty Pounds, were authorized to be made by indorsing the Name of the Person entitled thereto only thereon, notwithstanding which it is apprehended such Assignments are liable to the Stamp Duty; therefore, for preventing Disputes about the same, be it enacted, That all Transfers or Assignments of Mortgages or Securities for any Sum or Sums of Money, secured or to be secured on the Credit of the Tolls arising by virtue of the said recited Acts or this Act, shall be upon Stamps, and shall, notwithstanding the Money thereby secured doth not amount to or exceed Fifty Pounds, be assigned and entered in the same Manner as if the same did exceed that Sum.

Trustees not  
liable by  
executing  
Mortgages.

XXI. Provided always, and be it further enacted and declared, That all and every the Trustees, who may have executed or hereafter shall execute any such Securities as aforesaid, shall not thereby be deemed to be personally subject or liable to the Payment of the Monies thereby secured, or the Interest to accrue due thereon, nor shall their or any of their Persons, Property, or Effects, be affected thereby.

Trustees to set  
out Gardens  
to Toll  
Houses, etc.

XXII. And be it further enacted, That the said Trustees, or any Five or more of them, shall and may, if they think proper, cause a convenient Piece of Ground for a Garden to be set out to every Toll House erected or to be erected by virtue of the said recited Acts or either of them, and this Act; and that in case the Tolls arising from all or any of the Turnpikes or Toll Gates erected or to be erected on the said Road, shall, at any Time or Times during the Continuance of this Act, be demised or  
let

let to farm to any Person or Persons whomsoever, and the Lessee or Lessees, Farmer or Farmers, to whom the said Tolls shall be respectively demised or let, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let; or in case the Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, shall be in Arrear for the Space of Ten Days next after any of the Days on which the same ought to be paid pursuant to the Agreement for letting the same, then and in either of the said Cases the said Trustees or any Five or more of them, or their Clerk or Treasurer, or other Person authorized by Writing under the Hands of any Five or more of them, shall be at Liberty, and they and he are and is hereby authorized to enter into and upon the Possession of the Toll House and Toll Houses, with the Buildings and Appurtenances thereunto belonging, so letten as aforesaid, and to remove and put out such Lessee and Lessees, Farmer and Farmers, from the Possession thereof, and from the Collection of the Tolls there payable; and that thereupon it shall be lawful for the said Trustees, or any Five or more of them, if they shall think fit, to vacate and determine the Contract or Agreement for leasing or letting the said Tolls to such Lessee or Lessees, Farmer or Farmers, and the same shall accordingly be utterly void to all Intents and Purposes (save as to the Covenants and Agreements for Payment of the Rent or Rents thereby reserved) as if such Demise or Agreement had never been made; and it shall be lawful for the said Trustees, or any Five or more of them, in every such Case to demise or let to farm the said Tolls again to any other Person or Persons, in the same Manner as if no former Contract or Agreement had been entered into relative to the same.

XXIII. And be it further enacted, That if any Person or Persons shall assault, interrupt, hinder, or disturb, or cause, promote, or encourage to be assaulted, interrupted, hindered, or disturbed, the Collectors of the Tolls or any of them, or the Turnpike Surveyor or Surveyors, or any Person or Persons employed by them or either of them respectively, or by the said Trustees or any of them, in the Execution of any Part of the said recited Acts or this Act, every such Person shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds nor less than Forty Shillings; which Penalty shall be applied towards the Repairs of the said Roads, and shall be recovered in such Manner as the other Penalties are by the said recited Acts and this Act, or any of them, directed to be recovered.

Penalty on assaulting Persons in the Execution of this Act.

XXIV. And be it further enacted, That if any Monies shall be agreed or awarded to be paid for any Lands, Grounds, or other Hereditaments, purchased, taken, or used, by virtue of the Powers of the said recited Acts and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person or Persons under any Disability or Incapacity, such Monies shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Monies shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way,

Application of Money paid for Compensation for Lands when amounting to 200 *l.*

by

Form of Con-  
viction.

To wit. } BE it remembered, That on the \_\_\_\_\_ Day of  
 \_\_\_\_\_ in the Year of our Lord \_\_\_\_\_ A. B. is con-  
 victed before me C. D. One of His Majesty's Justices of the Peace for  
 the County of \_\_\_\_\_ [here specify the Offence, and the Time  
 and Place when and where the same was committed, as the Case may be].  
 Given under my Hand and Seal, the Day and Year first above mentioned.  
 ' C. D.'

Expences of  
Act how to be  
paid.

XXIX. And be it further enacted, That the Costs, Charges, and  
 Expences, incident to and attending the obtaining and passing of this  
 Act, shall be paid by the said Trustees, or any Five or more of them,  
 out of the Monies already raised by virtue of the said recited Acts, and  
 now in the Treasurer's Hands, or out of the first Monies which shall be  
 collected or received by virtue of the said Acts and this Act, in Preference  
 to all other Payments whatsoever; and in case any Person or Persons  
 shall advance and pay any Money for or on Account of obtaining this  
 Act, as well the Person or Persons advancing and paying any such Money,  
 as also all and every other Person and Persons who have already advanced  
 any Monies to and for the Use of the said Trustees for the Purposes of  
 the said Acts or this Act, shall be repaid the same out of any Monies  
 already raised or received, or to be raised or received, by virtue of the  
 said recited Acts and of this Act, together with Interest for the same  
 after the Rate of Five Pounds *per Centum per Annum*, from the Time  
 of advancing the same.

Publick Act.

XXX. And be it further enacted, That this Act shall be deemed, ad-  
 judged, and taken to be a publick Act, and shall be judicially taken  
 Notice of as such by all the Judges, Justices, and other Persons whom-  
 soever, without specially pleading the same.

Commence-  
ment and  
Continuation  
of Term.

XXXI. And be it further enacted, That the Term granted and con-  
 tinued by the said recited Acts, shall, upon the said Thirtieth Day of  
 June One thousand eight hundred and three, cease and determine, and  
 that the said Acts and this Act (subject to the Alterations, Variations, and  
 Additions, herein-before mentioned) shall from thenceforth commence,  
 continue, and be in force and be executed for and during the Term of  
 Twenty-one Years, and from thence to the End of the then next  
 Session of Parliament.

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